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PTO/SB/21 (01-08)
 Approved for use through 07/31/2008. OMB 0651-0031
 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	10/669,829
Filing Date	September 24, 2003
First Named Inventor	Mark A. Stansbury
Art Unit	3632
Examiner Name	Anita M. King
Total Number of Pages in This Submission	Attorney Docket Number NSAC-2

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
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Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Krieg Devault LLP		
Signature			
Printed name	John H. Allie		
Date	July 10, 2008	Reg. No.	39,088

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Typed or printed name	John H. Allie	Date	July 10, 2008

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/31 (01-08)

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NOTICE OF APPEAL FROM THE EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES

Docket Number (Optional)

NSAC-2

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on July 10, 2008

Signature

Typed or printed name John H. AllieIn re Application of
Mark A. StansburyApplication Number
10/669,829 Filed
9/24/2003

For FURNACE MOUNT AND METHOD OF INSTALLATION

Art Unit
3632 Examiner
Anita M. King

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))

\$ Previously Paid

- Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ _____
- A check in the amount of the fee is enclosed.
- Payment by credit card. Form PTO-2038 is attached.
- The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.
- The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 12-2424. I have enclosed a duplicate copy of this sheet.
- A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the

- applicant/inventor.
- assignee of record of the entire interest.
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.
(Form PTO/SB/96)
- attorney or agent of record.
Registration number 39,088 (317) 238-6268 Telephone number
- attorney or agent acting under 37 CFR 1.34.
Registration number if acting under 37 CFR 1.34. July 10, 2008 Date

John H. Allie

Typed or printed name

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required.
Submit multiple forms if more than one signature is required, see below*.

- *Total of _____ forms are submitted.

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:) Before the Examiner:
 Mark A. Stansbury) Anita M. King
)
 Application No. 10/669,829) Group Art Unit 3632
)
 Filed September 24, 2003)
)
 FURNACE MOUNT AND)
 METHOD OF INSTALLATION)

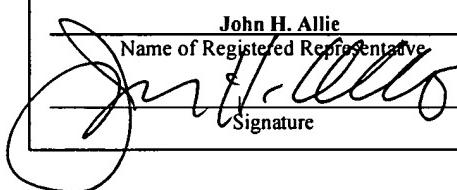
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on:

JULY 10, 2008

Date of Deposit

John H. Allie

Name of Registered Representative



Signature

COMMUNICATION REGARDING NOTICE OF APPEAL

Mail Stop: AF
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 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

In response to the Final Office Action mailed July 8, 2008, please consider the following.

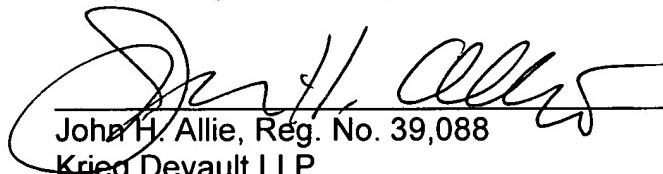
The Commissioner is authorized to charge any additional fees which may be due to Deposit Account 12-2424, but not to include any payment of issue fees.

Notice of Appeal

Filed herewith is a third Notice of Appeal in order to reinstate the previous appeal in view of the Final Office Action issued by the Examiner on July 8, 2008. Pursuant to M.P.E.P § 1204.01 there is no fee due between the previous fee paid (\$500) for the first Notice of Appeal and the previous fee paid (\$10) for the second Notice of Appeal, since this is the third Notice of Appeal in the present application and no final Board decision was made on the prior appeal.

Passage of the application to a Notice of Allowance or entry of the Notice of Appeal is respectfully requested. The Examiner is cordially invited to contact the undersigned by telephone to discuss any unresolved matters.

Respectfully Submitted,



John H. Allie, Reg. No. 39,088

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